

# Commissioner's Bulletin

Department of Inspectional Services  
Boston, MA

Number: 99-2

Date: May 19, 1999

Subject:

Reconstruction of buildings under Article 4, Section 4-1 of the Boston Zoning Code.


Purpose:

The following Commissioner's Bulletin provides the process for proceeding under Article 4, section 4-1 of the Boston Zoning Code and shall replace Commissioner's Bulletin 87-9 dated September 22, 1987 and rescinded on September 14, 1998.

Determination:

1. The strengthening or restoring of any portion of the building to a safe condition under Article 4, section 4-1 shall not be prevented by other requirements of the Boston Zoning Code provided that the building has been deemed unsafe by the Inspector of Buildings based upon a survey of the building conducted pursuant to 780 CMR.
2. Any building, or portion thereof, strengthened or restored to a safe condition under paragraph one above shall be:
  - a. limited to the footprint and square footage of the building as it was immediately prior to being deemed unsafe by the Inspector of Buildings; and
  - b. subject to BRA design review prior to the strengthening or restoring to a safe condition.
3. All strengthening or restoration conducted under the terms of this Bulletin and under Article 4, section 4-1 of the Boston Zoning Code shall be commenced within two years of the Inspector of Building's determination that the building or portion thereof is unsafe. However, the running of the two-year time limitation shall exclude any period of time during which litigation arising from the Inspector of Building's determination that the building is unsafe is pending.
4. Nothing in this Bulletin, unless expressly provided for, shall exempt projects conducted pursuant to this Bulletin from complying with all applicable codes or regulations.

Signed:

  
Gary P. Moccia  
Inspector of Buildings